IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

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Plaintiff,

VS.

Case No. 3:10-CV-308

BAYARD, INC.,

JUDGE WALTER HERBERT RICE

Defendant.

DECISION AND ENTRY OVERRULING PLAINTIFF'S REQUEST FOR TEMPORARY RESTRAINING ORDER; CAPTIONED CAUSE REFERRED TO JUDGE TIMOTHY S. BLACK ON WHOSE DOCKET THIS CASE RESIDES

Pursuant to the record made on August 3, 2010, this Court, in the absence of assigned Judge Timothy S. Black, overrules the Plaintiff's Request for a Temporary Restraining Order (Doc. #4-1). Given that this case resides on the docket of Judge Timothy S. Black, the captioned cause is referred to him for any and all further proceedings deemed necessary.

September 20,2010 (nunc pro tunc August 3, 2010)

WALTER H. RICE for TIMOTHY S. BLACK UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of Record